IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

WEDNESDAY, THE 7TH MARCH 2007 / 16TH PHALGUNA 1928

OP.No. 32812 of 2001(F)

PETITIONER:

THE KERALA BOOKS AND PUBLICATIONS SOCIETY EMPLOYEES FORUM REG. NO.7/31/2001, KAKKANAD REP.BY ITS GENERAL SECRETARY JOHN LUKOSE.

BY ADV. SRI.SHAFFIE THOMAS
SRI.JACOB CHACKO
SRI.JONSON VARGHESE
SMT.M.G.ANITHA

RESPONDENTS:

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1. **THE GOVERNMENT OF KERALA REP.BY THE SECRETARY OF HIGHER EDUCATION DEPARTMENT, TRIVANDRUM.**

2. **THE KERALA BOOKS AND PUBLICATIONS SOCIETY REP.BY ITS MANAGING DIRECTOR, KAKKANAD, COCHIN 683 030.**

3. **THE REGIONLA JOINT LABOUR, COMMISSIONER, ERNAKULAM.**

4. **THE KERALA BOOKS AND PUBLICATIONS, WORKER'S UNION (INTUC) REP.BY ITS GENERAL SECRETARY.**

5. **KERALA BOOKS AND PUBLICATIONS SOCIETY, EMPLOYEES ASSOICATION (CITU), REP.BY ITS SECRETARY.**

6. **KERALA BOOKS AND PUBLICATIONS FEDERATION, (AITUC), KAKKANAD , ERNAKULAM, REP.BY ITS GENERAL SECRETARY.**

7. **KERALA BOOKS AND PUBLICATIONS EMPLOYEES UNION, KAKKANAD, ERNAKULAM REP.BY ITS GENERAL SECRETARY.**

BY ADV. SRI.B.S.KRISHNAN (SR.)
SRI.K.ANAND (A.201)
SMT.LATHA KRISHNAN
SRI.K.A.ABRAHAM
SRI.S.S.NAIR
SRI.K.P.DANDAPANI (SR.)
GOVERNMENT PLEADER SRI.P.K.RAVIKRISHNAN

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 07/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON CMP. NO.53536/2001 IN OP. 32812/2001

DISMISSED

7.3.2007 **SD/- S.SIRI JAGAN, JUDGE**

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE REGISTRATION CERTIFICATE NO. 07-31 OF 2001 OF THE PETITIONER UNION DT.12.7.2001.

EXT.P2:- COPY OF THE ORDER G.O.(MS) 6/2001/H.EDN. DT.5.1.01 OF THE 1ST RESPONDENT.

EXT.P3:- COPY OF THE SCALE OF PAY FOR THE WORKMEN CATEGORY IN THE 2ND RESPONDENT CONCERN.

EXT.P4:- COPY OF THE ANNEXURE II TO OF THE EXHIBITS P2 ORDER.

EXT.P5:- COPY OF THE PAYMENT SLIPS OF SRI.P.M.SUKUMARAN FOR THE MONTHS OF DECEMBER 2000 AND JULY 2001.

EXT.P6:- COPY OF THE REPRESENTATION DT.19.10.10 FILED BY THE PETITIONER BEFORE THE 2ND RESPONDENT.

EXT.P7:- COPY OF THE REPRESENTATION DT.19.10.1 FILED BY THE PETITIONER BEFORE THE 3RD RESPONDENT.

EXT.P8:- COPY OF THE GOVERNMENT ORDER G.O.(MS) BO.150/03/H.EDN. DT.13.10.03.

EXT.P9:- COPY OF THE CHARGE SHOWING THE LOSS AND DISPARITY OF THE GAIN IN THE ACTUAL IMPLEMENTATION OF THE REVISION.

EXT.R2(a):- COPY OF THE STATEMENT SHOWING THE DETAILS OF REVISION HELD FROM 1978.

EXT.R4(a):- COPY OF THE REPRESENTATION DT.20.2.01 SUBMITTED BEFORE THE MANAGING DIRECTOR OF THE 2ND RESPONDENT SOCIETY.

/TRUE COPY/

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S. SIRI JAGAN, J.

O.P.NO.32812 OF 2001

DATED THIS THE 7th DAY OF MARCH, 2007

JUDGMENT

The petitioner is a Union of Workers of the 2nd respondent Society, which is a Kerala Government sponsored organisation. Their grievance n this original petition relates to their claim for wage revision.

2. The learned counsel for the petitioner submits that since the petitioner is entitled to raise such claim as an industrial dispute, they have already approached the authorities under the Industrial Disputes Act raising an industrial dispute, in respect of the said demand of the petitioner Union.

In the above circumstances without prejudice to the right of the petitioner to pursue the industrial dispute which is stated to have been raised by the petitioner in respect of their claim for wage revision, this original petition is closed.

S. SIRI JAGAN, JUDGE

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